

## **MINUTES**

**CITY OF IMPERIAL BEACH  
CITY COUNCIL  
PLANNING COMMISSION  
PUBLIC FINANCING AUTHORITY  
HOUSING AUTHORITY  
IMPERIAL BEACH REDEVELOPMENT AGENCY SUCCESSOR AGENCY**

**MAY 7, 2014**

**Council Chambers  
825 Imperial Beach Boulevard  
Imperial Beach, CA 91932**

***CLOSED SESSION MEETING – 5:15 P.M.  
REGULAR MEETING – 6:00 P.M.***

### **CLOSED SESSION CALL TO ORDER**

MAYOR JANNEY called the Closed Session meeting to order at 5:15 p.m.

### **ROLL CALL BY CITY CLERK**

Councilmembers present:	Spriggs
Councilmembers absent:	Bragg, Bilbray
Mayor Present:	Janney
Mayor Pro Tem Present:	Patton
Staff Present:	City Manager Hall, City Attorney Boehmer, City Clerk Hald

### **CLOSED SESSION**

**MOTION BY SPRIGGS, SECOND BY PATTON, TO ADJOURN TO CLOSED SESSION UNDER:**

#### **CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to Govt. Code section 54956.9(d)(2): (2 cases)  
Facts and circumstances pursuant to Govt. Code section 54956.9(e)(3)

**MOTION CARRIED BY THE FOLLOWING VOTE:**

<b>AYES:</b>	<b>COUNCILMEMBERS: SPRIGGS, PATTON, JANNEY</b>
<b>NOES:</b>	<b>COUNCILMEMBERS: NONE</b>
<b>ABSENT:</b>	<b>COUNCILMEMBERS: BRAGG, BILBRAY</b>

### **ADJOURN CLOSED SESSION**

MAYOR JANNEY adjourned the meeting to Closed Session at 5:16 p.m. and he reconvened the meeting to Open Session at 6:00 p.m.

Reporting out of Closed Session, CITY ATTORNEY BOEHMER announced City Council met in Closed Session, direction was given and no reportable action was taken on the two cases listed on the agenda.

### **REGULAR MEETING CALL TO ORDER**

MAYOR JANNEY called the City Council meeting to order at 6:01 p.m.

**ROLL CALL BY CITY CLERK**

Councilmembers present:	Spriggs
Councilmembers absent:	Bragg, Bilbray
Mayor Present:	Janney
Mayor Pro Tem Present:	Patton
Staff Present:	City Manager Hall, City Attorney Boehmer, City Clerk Hald, Public Safety Director Clark, Sheriff's Lt. Ryan, Administrative Services Director Bradley

**PLEDGE OF ALLEGIANCE**

MAYOR JANNEY led everyone in the Pledge of Allegiance.

**AGENDA CHANGES**

None.

**MAYOR/COUNCIL REIMBURSEMENT DISCLOSURE/COMMUNITY  
ANNOUNCEMENTS/REPORTS ON ASSIGNMENTS AND COMMITTEES**

COUNCILMEMBER SPRIGGS thanked the Mayor and City Manager for placing the fireworks item on the agenda for discussion under Item No. 5.2. He noted that community members have expressed to him their interest on the issue.

MAYOR PRO TEM PATTON reported on his attendance at the Palm Avenue Mixed-Use and Commercial Corridor Master Plan Workshop, the Bernardo Shores Update and at the Port of San Diego's Open House - 50 Year Vision. He encouraged the public to attend and participate in future workshops and community meetings.

**COMMUNICATIONS FROM CITY STAFF**

PUBLIC SAFETY DIRECTOR CLARK introduced Fire Captain French.

FIRE CAPTAIN FRENCH introduced the following six new Firefighter/Paramedic employees: William Buchanon, Matthew Collins, Carlos Marin, John Olsen, Jason Sanders and George Tom.

ASSISTANT CITY MANAGER WADE reported on the first community workshop on the Palm Avenue Mixed-Use and Commercial Corridor Master Plan, which was held on April 29 in the Community Room. He noted that it was well attended and there was active participation. He also stated that a summary on the workshop will be presented to City Council at their next meeting.

**PUBLIC COMMENT**

JUNE ENGEL, Branch Manager, Imperial Beach Library, thanked the City Council for participating in the Library's Volunteer Recognition Program.

LAURA BARBATO, owner of West Coast Café, spoke about a grievance she has with the Imperial Beach Farmer's Market and asked the City for assistance with the matter.

MAYOR JANNEY referred the issue to staff and requested a report back to City Council on the matter. He also thanked Ms. Barbato for operating a business in Imperial Beach.

**PRESENTATIONS (1.1)**

**1.1 SHERIFF'S DEPARTMENT UPDATE BY PUBLIC SAFETY DIRECTOR CLARK AND SHERIFF'S LT. MARK RYAN. (0260-80)**

PUBLIC SAFETY DIRECTOR CLARK introduced Sheriff's Lt. Ryan who is in charge of the Imperial Beach Substation and Captain Callewaert who is the overall Captain for the Cities of Lemon Grove and Imperial Beach.

LT. RYAN announced that SANDAG recently published an article entitled "30 Years of Crime in the San Diego Region 1984-2013." He noted that the crime rate, violent crimes and property crimes in Imperial Beach have decreased. He reported that the Sheriff's Department continues to implement information led policing where they analyze data in crime to develop strategies to place their resources in the best spots and best times to reduce crime. In response to a question about the amount of crime along Seacoast Drive, he stated that there has not been an increase in crime and that a summer schedule for the quads on the beach will be developed.

MAYOR JANNEY recognized that there was a 24% decrease in crime and he thanked the Sheriff's Department for their efforts.

COUNCILMEMBER SPRIGGS spoke in support for the preparation of a press release indicating how Imperial Beach is moving in the right direction.

MAYOR JANNEY commented that the SANDAG's report has been posted to the City's website.

**CONSENT CALENDAR (2.1-2.7)**

**MOTION BY SPRIGGS, SECOND BY PATTON, TO APPROVE CONSENT CALENDAR ITEM NOS. 2.1 THRU 2.7. MOTION CARRIED BY THE FOLLOWING VOTE:**

**AYES: COUNCILMEMBERS: SPRIGGS, PATTON, JANNEY**  
**NOES: COUNCILMEMBERS: NONE**  
**ABSENT: COUNCILMEMBERS: BRAGG, BILBRAY**

**2.1 MINUTES.**

Approved the minutes of the April 2, 2014 Regular City Council Meeting.

**2.2 RATIFICATION OF WARRANT REGISTER. (0300-25)**

Ratified the following registers: Accounts Payable Numbers 84389 through 84514 with a subtotal amount of \$302,615.84 and Payroll Checks/Direct Deposits 45851 through 45896 for a subtotal amount of \$269,980.00 for a total amount of \$572,596.64.

**2.3 ADOPTION OF RESOLUTION NO. 2014-7475 AUTHORIZING THE CITY MANAGER TO SIGN THE SECOND AMENDMENT TO THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM REGIONAL STORM WATER COPERMITTEE MEMORANDUM OF UNDERSTANDING. (0770-85)**

Adopted resolution.

**2.4 ADOPTION OF RESOLUTION NO. 2014-7476 APPROVING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM SAN DIEGO BAY WATERSHED MANAGEMENT AREA MEMORANDUM OF UNDERSTANDING. (0770-85)**

Adopted resolution.

- 2.5 ADOPTION OF RESOLUTION NO. 2014-7478 APPROVING AND ADOPTING THE SIDE LETTER OF AGREEMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 221. (0540-50)**  
Adopted resolution.
- 2.6 ADOPTION OF RESOLUTION NO. 2014-7477 AUTHORIZING THE PUBLIC WORKS DIRECTOR OF THE CITY OF IMPERIAL BEACH TO SUBMIT A 2014 ACTIVE TRANSPORTATION PROGRAM GRANT APPLICATION FOR THE CITY OF IMPERIAL BEACH COMPLETE STREETS PLAN FOR SAFE ROUTES TO SCHOOL AND COMMUNITY. (0150-30 & 0720-25)**  
Received report and adopted resolution.
- 2.7 ADOPTION OF RESOLUTION NO. 2014-7479 AUTHORIZING THE AUTOMATIC RENEWAL OF THE COOPERATION AGREEMENT BETWEEN THE COUNTY OF SAN DIEGO AND CITY OF IMPERIAL BEACH FOR PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FOR AN ADDITIONAL THREE CONSECUTIVE PERIODS COVERING JULY 1, 2015 THROUGH JUNE 30, 2018. (0650-34)**  
Adopted resolution.

**ORDINANCES – INTRODUCTION/FIRST READING(3)**

None.

**PUBLIC HEARINGS (4)**

None.

**REPORTS (5.1-5.2)**

**5.1 BI-ANNUAL INVESTMENT REPORT PRESENTED BY CHANDLER ASSET MANAGEMENT. (0350-90)**

ADMINISTRATIVE SERVICES DIRECTOR BRADLEY introduced the item.

MAYOR JANNEY thanked Administrative Services Director Bradley for making the Warrant Register more user friendly.

JASON SCHMIDT, of Chandler Asset Management, gave a PowerPoint presentation on the item (attachment 1 of the staff report).

**5.2 PRESENTATION ON PORT DISTRICT ACTIVITIES BY PORT COMMISSIONER MALCOLM. (0150-70)**

PORT COMMISSIONER MALCOLM gave a PowerPoint presentation on the projects in Imperial Beach and gave an update on the Port's major projects and initiatives.

MAYOR JANNEY encouraged Port Commissioner Malcolm to bring art to Imperial Beach. With regard to return on investment, he stressed that the revenue stream in Imperial Beach cannot be compared to that of the other Port cities. He noted that Imperial Beach is the only Port city with a beachfront and pier.

In response to Councilmember Spriggs question about Imperial Beach participating in the Big Bay Boom event, PORT COMMISSIONER MALCOLM stated that it would be very difficult to make it happen this year. He did, however, anticipate working towards next year's event as well as possibly bringing forward other events through the Port Tidelands Activation Program.

COUNCILMEMBER SPRIGGS suggested having a future discussion about the Port Tidelands Activation Program and to consider bringing forward other events such as an art walk along Seacoast Drive. He also questioned the placement of art at the Date Ave. Street end.

PORT COMMISSIONER MALCOLM spoke about the possibility of placing art at every street end.

MAYOR PRO TEM PATTON commented that Imperial Beach has a positive buzz throughout the county.

PORT COMMISSIONER MALCOLM reviewed the procedures for the Port Tidelands Activation Program and he announced that he currently serves as the Port's Vice Chair . If reappointed, he will become the Chair in 2015.

TIM O'NEIL thanked Port Commissioner Malcolm for his service to Imperial Beach. He spoke in support for bringing back fireworks this year. He currently has 1,500 signatures and a proposal for fireworks in the amount of \$25,000. He asked the City to be a partner in order to help make the event happen. He noted that he already has \$5,000 in individual pledges and he pleaded with City Council to help make the event happen (additional speaking time donated by Candy Unger).

ERIKA LOWERY thanked Port Commissioner Malcolm and the Port for all that they do for Imperial Beach. She requested that the Port give a special grant or allow the use of the Harbor Police for that one day.

CITY MANAGER HALL stated that for a fireworks show to be held this year, it would cost approximately \$25,000. Furthermore, there would be an additional cost of approximately \$25,000 to cover municipal costs such as public safety and portable toilets. He stated that Ms. Unger and Mr. O'Neal indicated to him that they can come up with the \$25,000 for fireworks and that they wanted the City to cover the \$25,000 municipal costs as in-kind services. He expressed concern about the short amount of time to raise the money, prepare permits and get permission from the Port to have fireworks on the pier.

In response to City Council's concern about the short timeframe to prepare for the 4<sup>th</sup> of July event, TIM O'NEIL stated that Pyro Spectaculars is able to handle and process the required permits, He suggested working towards a deadline of May 30<sup>th</sup> to have everything in order.

Due to the narrow timeframe, MAYOR JANNEY suggested that a plan and funding goal be presented at the next City Council meeting.

MAYOR PRO TEM PATTON noted that the Public Safety costs are in preparation for worst case scenarios. He spoke in support for creating a full blown fundraising team and wished them luck in their fundraising efforts.

COUNCILMEMBER SPRIGGS expressed concern because Ms. Unger and Mr. O'Neil attempted to raise \$10,000 for an event last year but their fundraising efforts were unsuccessful. He noted that since commitments to arrange for fireworks has to be done early on, he questioned if the City would be responsible for paying the bills if the show does not happen. He also stated that there needs to be an understanding that no one is to blame should the event not occur. He encouraged scaling down the event and costs and suggested that the City contact Pyro Spectaculars for information on the timeline, process and costs. If in two weeks the funding isn't in place, the event needs to be called off.

MAYOR JANNEY directed City staff to review their costs associated with the event and bring back a discussion on this issue in two weeks.

**I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS (6)**

None.

**ITEMS PULLED FROM THE CONSENT CALENDAR (IF ANY)**

None.

**ADJOURNMENT**

MAYOR JANNEY adjourned the meeting at 7:48 p.m.

\_\_\_\_\_/s/\_\_\_\_\_  
James C. Janney, Mayor

\_\_\_\_\_/s/\_\_\_\_\_  
Jacqueline M. Hald, MMC  
City Clerk